

# **EXHIBIT A**

**CUSTOMER CLAIM**

Claim Number \_\_\_\_\_

Date Received \_\_\_\_\_

**BERNARD L. MADOFF INVESTMENT SECURITIES LLC**

In Liquidation

**DECEMBER 11, 2008**

(Please print or type)

**Name of Customer:** National Bank of Kuwait S.A.K. (See annex.)  
**Mailing Address:** C/O King & Spalding LLP, Attn: Richard Cirillo, 1185 Ave. of the Americas  
**City:** New York **State:** NY **Zip:** 10036  
**Account No.:** See annex.  
**Taxpayer I.D. Number (Social Security No.):** 52-1344118

**NOTE: BEFORE COMPLETING THIS CLAIM FORM, BE SURE TO READ CAREFULLY THE ACCOMPANYING INSTRUCTION SHEET. A SEPARATE CLAIM FORM SHOULD BE FILED FOR EACH ACCOUNT AND, TO RECEIVE THE FULL PROTECTION AFFORDED UNDER SIPA, ALL CUSTOMER CLAIMS MUST BE RECEIVED BY THE TRUSTEE ON OR BEFORE March 4, 2009. CLAIMS RECEIVED AFTER THAT DATE, BUT ON OR BEFORE July 2, 2009, WILL BE SUBJECT TO DELAYED PROCESSING AND TO BEING SATISFIED ON TERMS LESS FAVORABLE TO THE CLAIMANT. PLEASE SEND YOUR CLAIM FORM BY CERTIFIED MAIL - RETURN RECEIPT REQUESTED.**

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1. Claim for money balances as of **December 11, 2008**: See annex.

- a. The Broker owes me a Credit (Cr.) Balance of \$ 60,199,561
- b. I owe the Broker a Debit (Dr.) Balance of \$ 0.00
- c. If you wish to repay the Debit Balance,  
please insert the amount you wish to repay and  
attach a check payable to "Irving H. Picard, Esq.,  
Trustee for Bernard L. Madoff Investment Securities LLC."  
If you wish to make a payment, **it must be enclosed**  
with this claim form. \$ N/A
- d. If balance is zero, insert "None." \$60,199,561

2. Claim for securities as of **December 11, 2008**: See annex.

**PLEASE DO NOT CLAIM ANY SECURITIES YOU HAVE IN YOUR POSSESSION.**

	<u>YES</u>	<u>NO</u>
a. The Broker owes me securities	_____	No. _____
b. I owe the Broker securities	_____	No. _____
c. If yes to either, please list below:		

Date of Transaction (trade date)	Name of Security	<u>Number of Shares or Face Amount of Bonds</u>	
		The Broker Owes Me (Long)	I Owe the Broker (Short)
_____	N/A	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Proper documentation can speed the review, allowance and satisfaction of your claim and shorten the time required to deliver your securities and cash to you. Please enclose, if possible, copies of your last account statement and purchase or sale confirmations and checks which relate to the securities or cash you claim, and any other documentation, such as correspondence, which you believe will be of assistance in processing your claim. In particular, you should provide all documentation (such as cancelled checks, receipts from the Debtor, proof of wire transfers, etc.) of your deposits of cash or securities with the Debtor from as far back as you have documentation. You should also provide all documentation or information regarding any withdrawals you have ever made or payments received from the Debtor.

Please explain any differences between the securities or cash claimed and the cash balance and securities positions on your last account statement. If, at any time, you complained in writing about the handling of your account to any person or entity or regulatory authority, and the complaint relates to the cash and/or securities that you are now seeking, please be sure to provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.

**PLEASE CHECK THE APPROPRIATE ANSWER FOR ITEMS 3 THROUGH 9.**

**NOTE: IF "YES" IS MARKED ON ANY ITEM, PROVIDE A DETAILED EXPLANATION ON A SIGNED ATTACHMENT. IF SUFFICIENT DETAILS ARE NOT PROVIDED, THIS CLAIM FORM WILL BE RETURNED FOR YOUR COMPLETION.**

- |                                                                                                                                                                                                           | <u>YES</u> | <u>NO</u>           |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|---------------------|
| 3. Has there been any change in your account since December 11, 2008? If so, please explain.                                                                                                              | _____      | No.<br>_____        |
| 4. Are you or were you a director, officer, partner, shareholder, lender to or capital contributor of the broker?                                                                                         | _____      | No.<br>_____        |
| 5. Are or were you a person who, directly or indirectly and through agreement or otherwise, exercised or had the power to exercise a controlling influence over the management or policies of the broker? | _____      | No.<br>_____        |
| 6. Are you related to, or do you have any business venture with, any of the persons specified in "4" above, or any employee or other person associated in any way with the broker? If so, give name(s)    | _____      | No.<br>_____        |
| 7. Is this claim being filed by or on behalf of a broker or dealer or a bank? If so, provide documentation with respect to each public customer on whose behalf you are claiming.                         | _____      | See annex.<br>_____ |
| 8. Have you ever given any discretionary authority to any person to execute securities transactions with or through the broker on your behalf? Give names, addresses and phone numbers.                   | _____      | No.<br>_____        |
| 9. Have you or any member of your family ever filed a claim under the Securities Investor Protection Act of 1970? if so, give name of that broker.                                                        | _____      | No.<br>_____        |

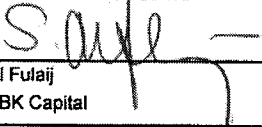
Please list the full name and address of anyone assisting you in the preparation of this claim form: \_\_\_\_\_  
King & Spalding LLP, 1185 Ave. of the Americas,

\_\_\_\_\_  
New York, NY 10036, attn. Richard Cirillo

If you cannot compute the amount of your claim, you may file an estimated claim. In that case, please indicate your claim is an estimated claim.

**IT IS A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CONVICTION CAN RESULT IN A FINE OF NOT MORE THAN \$50,000 OR IMPRISONMENT FOR NOT MORE THAN FIVE YEARS OR BOTH.**

**THE FOREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY INFORMATION AND BELIEF.**

Date	June <u>28</u> , 2009	Signature	National Bank of Kuwait S.A.K. By: 
Date		Signature	Salah Al Fulaij CEO, NBK Capital

(If ownership of the account is shared, all must sign above. Give each owner's name, address, phone number, and extent of ownership on a signed separate sheet. If other than a personal account, e.g., corporate, trustee, custodian, etc., also state your capacity and authority. Please supply the trust agreement or other proof of authority.)

**This customer claim form must be completed and mailed promptly,  
together with supporting documentation, etc. to:**

Irving H. Picard, Esq.,  
Trustee for Bernard L. Madoff Investment Securities LLC  
Claims Processing Center  
2100 McKinney Ave., Suite 800  
Dallas, TX 75201

**ANNEX TO CLAIM FILED BY NATIONAL BANK OF KUWAIT S.A.K.**

National Bank of Kuwait S.A.K. ("NBK"), held as nominee as of December 11, 2008, for its customers identified herein those interests in Fairfield Sentry Fund with the investment values and values as of the date closest to December 11, 2008 set forth herein. The customers were the beneficial owners of the identified interests in the Fairfield Sentry Fund on and for some time after December 11, 2008, at which time they transferred their claims to NBK for the full value of their investments. The customers are private banking clients of NBK, which does not have permission or authority at this time to disclose the names of the individual customers. However, if, as, and when needed and upon arrangements for maintaining the privacy, security, and confidentiality of the names and amounts of the customers' respective investments, NBK will arrange for that information to be made available to the Trustee, together with such other information as may be necessary for the Trustee to administer this claim.

The business address of NBK in Kuwait is: P.O. Box 95 Safat, 13001 Kuwait, Attn: Hania Farah. A branch office of NBK is located at 299 Park Avenue, New York, NY 10171. Communications with NBK should be made through its United States legal counsel identified at the beginning of this claim form, who will arrange for communications with appropriate NBK personnel.

**NBK Investors into Fairfield Sentry Fund**

<b>Client Number</b>	<b>Invested Capital</b>	<b>Value as at 14 Dec 08</b>
Client 1	\$5,000,000	\$5,508,602
Client 2	\$3,000,000	\$3,305,161
Client 3	\$2,000,000	\$2,203,441
Client 4	\$2,000,000	\$2,190,138
Client 5	\$1,675,000	\$1,774,665
Client 6	\$1,500,000	\$1,636,617
Client 7	\$1,400,000	\$1,502,604
Client 8	\$1,450,000	\$1,313,612
Client 9	\$1,250,000	\$1,363,847
Client 10	\$1,000,000	\$1,024,972
Client 11	\$1,000,000	\$1,063,206
Client 12	\$1,000,000	\$1,073,471
Client 13	\$1,000,000	\$1,091,078
Client 14	\$1,000,000	\$1,101,720
Client 15	\$1,000,000	\$1,018,145
Client 16	\$1,000,000	\$1,101,720
Client 17	\$950,000	\$1,040,171
Client 18	\$902,000	\$1,000,695
Client 19	\$820,000	\$850,352
Client 20	\$750,000	\$805,103
Client 21	\$750,000	\$798,334
Client 22	\$750,000	\$807,604
Client 23	\$500,000	\$550,860
Client 24	\$500,000	\$550,860
Client 25	\$500,000	\$545,539
Client 26	\$500,000	\$550,860
Client 27	\$500,000	\$550,860
Client 28	\$500,000	\$522,517
Client 29	\$500,000	\$541,158
Client 30	\$500,000	\$541,158
Client 31	\$500,000	\$550,860
Client 32	\$500,000	\$541,158
Client 33	\$500,000	\$550,860
Client 34	\$500,000	\$550,860
Client 35	\$500,000	\$531,603
Client 36	\$500,000	\$545,539
Client 37	\$500,000	\$550,860
Client 38	\$455,000	\$492,454
Client 39	\$500,000	\$545,539
Client 40	\$400,000	\$414,367
Client 41	\$400,000	\$429,840
Client 42	\$400,000	\$440,688
Client 43	\$400,000	\$440,688
Client 44	\$400,000	\$436,431
Client 45	\$350,000	\$381,877
Client 46	\$350,000	\$381,877
Client 47	\$310,000	\$322,688
Client 48	\$300,000	\$327,323
Client 49	\$300,000	\$330,516

Client 50	\$300,000	\$327,323
Client 51	\$300,000	\$348,556
Client 52	\$300,000	\$330,516
Client 53	\$300,000	\$314,232
Client 54	\$300,000	\$327,323
Client 55	\$300,000	\$330,516
Client 56	\$300,000	\$330,516
Client 57	\$285,000	\$311,927
Client 58	\$270,000	\$294,591
Client 59	\$288,794	\$288,617
Client 60	\$266,000	\$295,717
Client 61	\$250,000	\$259,457
Client 62	\$250,000	\$259,457
Client 63	\$250,000	\$275,430
Client 64	\$250,000	\$275,430
Client 65	\$250,000	\$254,536
Client 66	\$250,000	\$261,860
Client 67	\$250,000	\$268,368
Client 68	\$250,000	\$259,457
Client 69	\$250,000	\$273,834
Client 70	\$250,000	\$275,430
Client 71	\$250,000	\$275,430
Client 72	\$250,000	\$275,430
Client 73	\$250,000	\$272,769
Client 74	\$250,000	\$265,846
Client 75	\$250,000	\$272,769
Client 76	\$250,000	\$275,430
Client 77	\$200,000	\$207,700
Client 78	\$200,000	\$220,344
Client 79	\$200,000	\$218,216
Client 80	\$200,000	\$215,361
Client 81	\$183,979	\$190,939
Client 82	\$165,707	\$170,833
Client 83	\$150,000	\$165,258
Client 84	\$150,000	\$165,258
Client 85	\$150,000	\$165,258
Client 86	\$150,000	\$165,258
Client 87	\$140,000	\$155,071
Client 88	\$110,000	\$115,218
Client 89	\$100,000	\$110,172
Client 90	\$100,000	\$107,347
Client 91	\$100,000	\$109,108
Client 92	\$100,000	\$107,347
Client 93	\$100,000	\$103,850
Client 94	\$100,000	\$104,744
Client 95	\$100,000	\$110,172
Client 96	\$100,000	\$104,744
Client 97	\$100,000	\$109,108
Client 98	\$100,000	\$110,172
Client 99	\$100,000	\$110,172
Client 100	\$100,000	\$110,172
Client 101	\$100,000	\$110,172



Client 102	\$100,000	\$109,108
Client 103	\$100,000	\$110,172
Client 104	\$100,000	\$110,172
Client 105	\$100,000	\$101,815
Client 106	\$100,000	\$103,850
Client 107	\$100,000	\$110,172
Client 108	\$100,000	\$109,108
Client 109	\$100,000	\$109,108
Client 110	\$100,000	\$109,108
Client 111	\$100,000	\$101,152
Client 112	\$100,000	\$109,108
Client 113	\$100,000	\$104,744
Client 114	\$100,000	\$103,783
Client 115	\$100,000	\$108,232
Client 116	\$100,000	\$109,108
Client 117	\$100,000	\$109,108
Client 118	\$100,000	\$109,108
Client 119	\$100,000	\$109,108
Client 120	\$100,000	\$110,172
Client 121	\$91,990	\$95,469

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**\$60,199,561**

## **EXHIBIT B**

**BERNARD L. MADOFF INVESTMENT SECURITIES LLC**

In Liquidation

**DECEMBER 11, 2008<sup>1</sup>**

**NOTICE OF TRUSTEE'S DETERMINATION OF CLAIM**

December 8, 2009

NATIONAL BANK OF KUWAIT S.A.K.  
C/O KING & SPALDING LLP ATTN: RICHARD CIRILLO, ESQ.  
1185 AVE OF THE AMERICAS  
NEW YORK, NY 10036

Dear NATIONAL BANK OF KUWAIT S.A.K.:

**PLEASE READ THIS NOTICE CAREFULLY.**

The liquidation of the business of BERNARD L. MADOFF INVESTMENT SECURITIES LLC ("BLMIS") is being conducted by Irving H. Picard, Trustee under the Securities Investor Protection Act, 15 U.S.C. § 78aaa et seq. ("SIPA"), pursuant to an order entered on December 15, 2008 by the United States District Court for the Southern District of New York.

The Trustee has made the following determination regarding your claim designated as Claim No. 013899:

Based on a review of available books and records of BLMIS by the Trustee's staff, you did not have an account with BLMIS. Because you did not have an account, you are not a customer of BLMIS under SIPA as that term is defined at 15 U.S.C. § 78/// (2). Accordingly, your Claim for securities and/or a credit balance is **DENIED**.

**PLEASE TAKE NOTICE:** If you disagree with this determination and desire a hearing before Bankruptcy Judge Burton R. Lifland, you **MUST** file your written opposition, setting forth the grounds for your disagreement, referencing Bankruptcy Case No. 08-1789 (BRL) and attaching copies of any documents in support of your position, with the United States Bankruptcy Court **and** the Trustee within **THIRTY DAYS** after December 8, 2009, the date on which the Trustee mailed this notice.

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<sup>1</sup> Section 78/// (7)(B) of SIPA states that the filing date is "the date on which an application for a protective decree is filed under 78eee(a)(3)," except where the debtor is the subject of a proceeding pending before a United States court "in which a receiver, trustee, or liquidator for such debtor has been appointed and such proceeding was commenced before the date on which such application was filed, the term 'filing date' means the date on which such proceeding was commenced." Section 78/// (7)(B). Thus, even though the Application for a protective decree was filed on December 15, 2008, the Filing Date in this action is on December 11, 2008.

**PLEASE TAKE FURTHER NOTICE:** If you do not properly and timely file a written opposition, the Trustee's determination with respect to your claim will be deemed confirmed by the Court and binding on you.

**PLEASE TAKE FURTHER NOTICE:** If you properly and timely file a written opposition, a hearing date for this controversy will be obtained by the Trustee and you will be notified of that hearing date. Your failure to appear personally or through counsel at such hearing will result in the Trustee's determination with respect to your claim being confirmed by the Court and binding on you.

**PLEASE TAKE FURTHER NOTICE:** You must mail your opposition, if any, in accordance with the above procedure, to each of the following addresses:

Clerk of the United States Bankruptcy Court for  
the Southern District of New York  
One Bowling Green  
New York, New York 10004

and

Irving H. Picard, Trustee  
c/o Baker & Hostetler LLP  
Attn: Claims Department  
45 Rockefeller Plaza  
New York, New York 10111

A handwritten signature in dark ink, reading "Irving H. Picard". The signature is fluid and cursive, with the first name "Irving" and last name "Picard" clearly legible.

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**Irving H. Picard**

Trustee for the Liquidation of the Business of  
Bernard L. Madoff Investment Securities LLC

**BERNARD L. MADOFF INVESTMENT SECURITIES LLC**

In Liquidation

**DECEMBER 11, 2008<sup>1</sup>**

**NOTICE OF TRUSTEE'S DETERMINATION OF CLAIM**

December 8, 2009

National Bank of Kuwait S.A.K.  
C/O King and Spalding LLP, Attn: Richard Cirillo  
1185 Ave of the Americas  
New York, NY 10036

Dear National Bank of Kuwait S.A.K.:

**PLEASE READ THIS NOTICE CAREFULLY.**

The liquidation of the business of BERNARD L. MADOFF INVESTMENT SECURITIES LLC ("BLMIS") is being conducted by Irving H. Picard, Trustee under the Securities Investor Protection Act, 15 U.S.C. § 78aaa et seq. ("SIPA"), pursuant to an order entered on December 15, 2008 by the United States District Court for the Southern District of New York.

The Trustee has made the following determination regarding your claim designated as Claim No. 013751:

Based on a review of available books and records of BLMIS by the Trustee's staff, you did not have an account with BLMIS. Because you did not have an account, you are not a customer of BLMIS under SIPA as that term is defined at 15 U.S.C. § 78/// (2). Accordingly, your Claim for securities and/or a credit balance is **DENIED**.

**PLEASE TAKE NOTICE:** If you disagree with this determination and desire a hearing before Bankruptcy Judge Burton R. Lifland, you **MUST** file your written opposition, setting forth the grounds for your disagreement, referencing Bankruptcy Case No. 08-1789 (BRL) and attaching copies of any documents in support of your position, with the United States Bankruptcy Court **and** the Trustee within **THIRTY DAYS** after December 8, 2009, the date on which the Trustee mailed this notice.

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**PLEASE TAKE FURTHER NOTICE:** If you do not properly and timely file a written opposition, the Trustee's determination with respect to your claim will be deemed confirmed by the Court and binding on you.

**PLEASE TAKE FURTHER NOTICE:** If you properly and timely file a written opposition, a hearing date for this controversy will be obtained by the Trustee and you will be notified of that hearing date. Your failure to appear personally or through counsel at such hearing will result in the Trustee's determination with respect to your claim being confirmed by the Court and binding on you.

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Clerk of the United States Bankruptcy Court for  
the Southern District of New York  
One Bowling Green  
New York, New York 10004

and

Irving H. Picard, Trustee  
c/o Baker & Hostetler LLP  
Attn: Claims Department  
45 Rockefeller Plaza  
New York, New York 10111



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**Irving H. Picard**

Trustee for the Liquidation of the Business of  
Bernard L. Madoff Investment Securities LLC

cc: KING & SPALDING LLP, Attn: Richard Cirillo  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036